APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/833,846	04/12/2001	Edward Clifford Kubaitis	50013.3USU1	2227

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EXAMINER
TRUONG, CAM Y T

ART UNIT	PAPER NUMBER
2172	

DATE MAILED: 01/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)
Advisory Action	09/833,846	KUBAITIS, EDWARD CLIFFORD.
	Examiner	**Art Unit**	
	Cam Y T Truong	2172	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 17 December 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may <u>only</u> be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

<u>PERIOD FOR REPLY</u> [check either a) or b)]

a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.

b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1.☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.

2.☒ The proposed amendment(s) will not be entered because:

    (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);

    (b) ☐ they raise the issue of new matter (see Note below);

    (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or

    (d) ☒ they present additional claims without canceling a corresponding number of finally rejected claims.
        NOTE: _claim 34_.

3.☐ Applicant's reply has overcome the following rejection(s): _____.

4.☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).

5.☒ The a)☐ affidavit, b)☐ exhibit, or c)☐ request for reconsideration has been considered but does NOT place the application in condition for allowance because: *See Continuation Sheet*.

6.☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.

7.☒ For purposes of Appeal, the proposed amendment(s) a)☒ will not be entered or b)☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

    The status of the claim(s) is (or will be) as follows:

    Claim(s) allowed: _____.

    Claim(s) objected to: _____.

    Claim(s) rejected: _1-33_.

    Claim(s) withdrawn from consideration: _____.

8.☐ The drawing correction filed on _____ is a)☐ approved or b)☐ disapproved by the Examiner.

9.☐ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s). _____.

10.☐ Other: _____.

ALFORD KINDRED
PRIMARY EXAMINER

Continuation of 5. does NOT place the application in condition for allowance because: Applicant added claim 34 in the amendment filed on 12/17/03. Since claim 34 includes the claimed limitation "parsing the at least one webpage in search of data that satisfies a database-structure query condition, wherein the at least one webpage is processed as though it is a searchable database; and extracting at least a portion of the data on the at least one parsed webpage that satisfies the database-structure query condition" which requires further consideration and/or search, thus claim 34 is not entered.

Applicant discussed that Jammes does not teach the claimed limitatiion "web domain address as having the content to be searched, the content located at the web domain address as if it were a searchable address, the website is processed as a searchable database". However Jammes teaches that the web server 106 receives the request message and examines a URL 1808 embedded in the request message. The Web server 106 scans the URL 1808 embedded in the request message and recognizes that a template file 1810 named Auto.html is requested. The web server then invokes an HTML page engine process. The HTML page engine opens the template file 1810, which is a text file 1812. The file 1812 includes ASCII text, HTML tags, and query scripts. The HTML page engine finds a query script 1814. The query script 1814 specifies that a query be performed against the product information database 116 to determine all groups or products related to an automotive group having a Group_ID 1816 of 60004. Since the query script 1814 is extracted from URL 1808 to specify a query; thus, the URL 1808 have the content to be search. The URL 1808 is represented as the web domain address (fig. 18, col. 46, lines 15-32).

In addition, Jammes teaches that the web server 106 receives the request message and examines a URL 1808 embedded in the request message. The Web server 106 scans the URL 1808 embedded in the request message and recognizes that a template file 1810 named Auto.html is requested. The web server then invokes an HTML page engine process. The HTML page engine opens the templat file 1810, which is a text file 1812. The file 1812 includes ASCII text, HTML tags, and query scripts. The HTML page engine scans the text file 1812, searching for query scripts. Then, the HTML page engine finds a query script 1814. The query script 1814 specifies that a query be performed against the product information database 116 to determine all groups or products related to an automotive group having a Group_ID 1816 of 60004. Since URL is stored in template file; thus, the web page or site is treated as a searchable database (fig. 18, col. 46, lines 15-32)..